

SUMMARY REPORT-  
SUBJECT: INVESTIGATION NO.:  
CHICAGO POLICE DEPARTMENT

SUSTAINED

1021212

DATE OF REPORT (DAY-MO.-YEAR)  
26 Dec 2008

INSTRUCTIONS:

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.

SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE  
ATTENTION ☒ ADMINISTRATOR IN CHARGE, INDEPENDENT POLICE REVIEW AUTHORITY  
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME  
Michael GOLDSTON

RANK  
INV

STAR NO.  
109

SOCIAL SEC. NO  
XXX-XX-XXXX

EMPLOYEE NO.  
[REDACTED]

UNIT ASSIGN.  
113

REFERENCE NOS. (LIST ALL RELATED C.R., C.B., I.R., INVENTORY NOS. ETC., PERTINENT TO THIS INVESTIGATION)

ADDRESS OF INCIDENT  
121 N LaSalle - City Hall

DATE OF INCIDENT - TIME  
15 Oct 08 - Approx 1115

BEAT OF INCIDENT  
0113

LOCATION CODE\*  
14

A  
C  
C  
U  
S  
E  
D

NAME  
1. Jody WEIS

RANK  
SUPT

STAR NO.  
--

SOCIAL SEC.NO.  
XXX-XX-XXXX

EMPLOYEE NO.  
[REDACTED]

UNIT ASSIGN.  
111

2

3

SEX/RACE  
1.

D.O.B.

DATE OF APPOINTMENT

DUTY STATUS (TIME OF INCIDENT)  
[X] ON DUTY [ ] OFF DUTY

[X] SWORN  
[ ] CIVILIAN

PHYS.  
COND.  
CODE

2

[X] ON DUTY [ ] OFF DUTY

[X] SWORN  
[ ] CIVILIAN

3

[ ] ON DUTY [ ] OFF DUTY

[ ] SWORN  
[ ] CIVILIAN

IF APPLICABLE - DATE ARRESTED/INDICATED  
1.

CHARGES

COURT BRANCH

DISPOSITION & DATE

2

3

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NAME  
Det Gregory BELLA

ADDRESS\*\* CITY STATE  
#20241, Unit 541

TELEPHONE  
[REDACTED]

SEX/RACE

D.O.B./AGE

PHYS.  
COND.  
CODE

Inv Michael Goldston

#109, IPRA

PAX 0119

V  
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NAME

ADDRESS\*\* CITY STATE

TELEPHONE

SEX/RACE

D.O.B./AGE

PHYS.  
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NAME

ADDRESS\*\* CITY STATE

TELEPHONE

SEX/RACE

D.O.B./AGE

PHYS.  
COND.  
CODE

[ ] SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

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SEE REPORT

## INSTRUCTIONS

AFTER COMPLETING THE FORM, CONTINUE THE SUMMARY REPORT ON 82 x 11 INCH WHITE PAPER.

### 1. ALLEGATIONS

In narrative form, state how, when, where, and by whom the complaint was received. State the date, time, and location where the incident occurred, and summarized the complaint.

IF more than one allegation is made, enumerate each allegation as follows:

No. 1 (Summarize the allegation)

No. 2 (Summarize the allegation)

### 2. EVIDENCE

Number and attach all statements, reports, and other evidence gathered, on the lower right hand corner. The Complaint Register number must also be entered on the lower right hand corner of each attachment. Following are examples of attachments and the sequence in which they may be numbered (EXAMPLES ONLY).

Attachments:

No 1 Complaint Against Department Member

No. 2 Letter of complaint from victim

No. 3 Statement of victim

No. 4 Statement of witness (give name)

No. 5 Report of member (give name)

No. 6 Statement of member (give name)

No. 7 Progress report of investigator (give name)

No. 8 Copy of certified letter to complainant

No. 9 Copy of Alcoholic Influence Report (accused)

No. 10 General Offense Case Report, R. D. \_\_\_\_\_

No. 11 Injury on Duty Report (give name of injured)

### 3. INVESTIGATION

In narrative form, indicate the fact-finding processes followed and the information ascertained as a result of the investigation. Whenever reference is made to an attachment, indicate the attachment number.

### 4. FINDINGS

Each allegation must be classified as either of the following:

Unfounded - Exonerated - Not Sustained - Sustained.

IF the classification is Sustained, indicate the rule number violated, the context of the rule, and how the rule was violated by the member.

Example: Allegation No. 1, Unfounded

Allegation No. 1. Sustained - Violation of Rule 12, Failure to wear the uniform as prescribed, in that on 27 Feb 84 the accused was found to be wearing a non-prescribed short sleeve shirt.

Even though the original allegation(s) may be Unfounded,

etc., the investigation may uncover a violation of serious nature unrelated to the original complain, in which case disciplinary action should be recommended for the other violation.

Example: Allegation No. 1 Unfounded

Allegation No. 2, Not Sustained

Other violation: Sustained - Violation of Rule 26, Failure to provide the Department with a current address and telephone number, in that the accused related in his statement that he had moved and obtained a new telephone number and he had failed to provide this information to the Department.

### SUMMARY OF PREVIOUS DISCIPLINARY ACTIONS and RECORD OF PREVIOUS COMPLIMENTARY HISTORY

IN SUSTAINED CASES ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous final investigation report. Refer to the General Order entitled Complain and disciplinary Procedures.

### 5. RECOMMENDATION FOR DISCIPLINARY ACTION

One (overall) recommendation for disciplinary action will be made by the investigator. The recommendation will be for all sustained findings; recommendations will not be made for each sustained allegation.

Examples: 1. Violation noted, no disciplinary action warranted.

2. That the accused member be reprimanded.

3. That the accused member be suspended for Days (not to exceed 30 days).

4. That the accused member be separated from the Department.

6. DATE INITIATED: (Date complaint was received for investigation)

7. DATE COMPLETED: (Date of this report)

8. ELAPSED TIME: (Total time, expressed in days)

\_\_\_\_\_  
(Investigator)

Rank Name Star NO. Unit

### 9. APPROVALS

The investigator will initiate the Command Channel Review form (CHICAGO POLICE DEPARTMENT-44.113) by completing the Investigator Section

#### I.A.D. LOCATION CODES\*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property - Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

#### I.A.D. PHYSICAL CONDITION CODES

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

**EVIDENCE/ATTACHMENTS:**

- 1) Complaint Face Sheet
- 2) Conflict Certification [Supervisor Maria Olvera, #14/IPRA]
- 3) Conflict Certification [Investigator Michael Goldston, #109/IPRA]
- 4) Statement of Detective Gregory, #20211, Unit 541
- 5) ABC7 News article
- 6) Chicago Sun-Times article
- 7) Letter from CPD General Counsel Debra Kirby
- 8) Memorandum of Record
- 9) Notification of Charges/Allegations and Administrative Proceedings Rights
- 10) Statement of Superintendent Jody Weis
- 11) CPD Core Values Mission Statement
- 12) To/From/Subject report, Investigator Michael Goldston, #109/IPRA; Re:  
Superintendent's Comments on Television
- 13) Notification Re: Automated Complaint
- 14) ABC7 article
- 15) Investigator's Case Log

**ALLEGATIONS:**

On 28 October 2008 at 1547 hours, Detective Gregory Bella, #20241, Unit 541 called the Independent Police Review Authority and registered this complaint with Intake Aide Denise Stewart.

Detective Bella alleged that on 15 October 2008, in comments made to a television reporter, **Superintendent of Police Jody Weis**: 1) participated in a partisan political campaign or activity. Investigator Michael Goldston of the Independent Police Review Authority subsequently alleged that on 15 October 2008 in comments made to a television reporter, Superintendent Weis, 2) engaged in conduct which impeded the Department's efforts to achieve its policy and goals or brought discredit upon the Department, and, 3) was inattentive to duty.

**INVESTIGATION:**

Detective Bella is detailed to the Fraternal Order of Police and serves in the capacity of 3<sup>rd</sup> Vice President. In a statement taken at this office he related that he was contacted by a police officer who was in the process of being disciplined along with other officers for appearing in a political commercial. The commercial was for an individual who was a candidate in a State's Attorney primary election. The information Detective Bella received led him to believe that Superintendent Jody Weis appeared on television in uniform and seemed to give an endorsement to then Senator Barack Obama who was a candidate in the presidential election.

According to Detective Bella, Superintendent Weis said that he hoped that Senator Obama would be the next president and Detective Bella believed that Superintendent Weis stated that Senator Obama would be a good president. Detective Bella indicated that he initiated this complaint because such actions by Superintendent Weis constituted a violation of CPD Rule 42 which prohibits endorsing candidates publicly or campaigning for them. Detective Bella also referred to a detective who received a reprimand for making comments on television about how a particular political candidate would make sex offender information public to protect children.

Additionally Detective Bella stated that Superintendent Weis told a newspaper reporter that he might have violated a rule by making the above referenced comments and immediately contacted the Independent Police Review Authority. Detective Bella stated that he had not seen Superintendent Weis' television appearance in question. He later read the newspaper article to which he referred. After receiving the information about Superintendent Weis' television appearance and comments Detective Bella contacted this office. (Att 4)

The substance of the news story which aired on 15 October 2008 was the cost to the City of Chicago for CPD augmentation of federal protection for Senator Obama's residence. Superintendent Weis' appearance begins with what is apparently his response to an unheard question or comment. In uniform, with his shoulder insignia visible, he states:

“We're able to handle that working with the United States Secret Service. We can balance our workload a little bit for that. I mean he's our senator and ... uh ... he's hopefully going to be our next president so ... uh ... it's, it's actually an honor to serve and protect his home.”

Superintendent Weis' appearance ends at that point. (Att 12)

The Sun-Times article to which Detective Bella refers does not attribute any comments about notifying this office directly to Superintendent Weis. (Att 6)

In a “Memorandum of Record” and a statement given at this office Superintendent Weis stated that he attended Mayor Daley's budget address on 15 October 2008. He was approached by a television reporter while leaving the City Council Chambers. The reporter asked him about the manpower associated with the protection of Senator Obama's residence and whether law enforcement responsibilities to the city would be hindered.

Superintendent Weis stated that he was in uniform at the time and (while being recorded on video) that his response included stating, “He's our senator and he's hopefully going to be our next president, so it's an honor to serve and protect his home.” He further indicated that his comments were made out of a sense of civic pride and were not an endorsement of Senator Obama for president. According to Superintendent Weis he notified this office of the incident via letter from

General Counsel Kirby (dated 24 October 2008) and a 'Memorandum of Record' which is not dated.

He stated that General Counsel Kirby also notified IPRA Chief Administrator Ilana Rosenzweig personally. (Atts 7,8,10)

**CONCLUSION:**

This investigation resulted in no evidence that Superintendent Weis was engaged in any partisan campaign or activity. His comments were made in response to a television reporter and were not an overt advocacy for Senator Obama. There is nothing to suggest that Superintendent Weis would have sought out the opportunity to publicly make the comments had he **not** been asked about the issue in his role as Superintendent of Police. The Reporting Investigator recommends a finding of Unfounded.

It is clear, however, that Superintendent Weis made comments that favored a particular political candidate. That violated his own Police Department Core Values Mission Statement which commits the CPD to impartiality and fairness. The Mission Statement further tasks Department leadership with inspiring, through example, respect for Department members and admiration for the Department – which applies not only to the public but to other Department members as well.

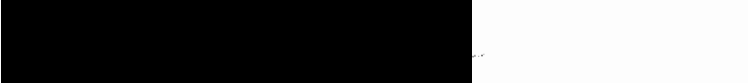
As such there is sufficient evidence that in making the comments in question Superintendent Weis impeded the Department's efforts to achieve its policy and goals and brought discredit upon the Department. It is also clear that making such comments to a television reporter while being recorded demonstrated inattention to the inappropriate nature of that action. As a result the Reporting Investigator recommends a Sustained finding for Allegations #2 and #3.

**FINDINGS:**

Accused	Superintendent Jody Weis, Employee Number [REDACTED]
Allegation #1	<b>UNFOUNDED</b>
Allegation #2	<b>SUSTAINED</b> – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department” in that on 15 October 2008, Superintendent Jody Weis, Employee Number 105676, engaged in conduct which impeded the Department’s efforts to achieve its policy and goals and brought discredit upon the Department in that he made comments favoring a particular political candidate to a television reporter.
Allegation #3	<b>SUSTAINED</b> – Violation of Rule 10, “Inattention to Duty”, in that on 15 October 2008, Superintendent Jody Weis, Employee Number 105676, was inattentive to duty in that he made comments favoring a particular political candidate to a television reporter.

DATE INITIATED: 28 October 2008  
DATE CLOSED: 26 December 2008  
ELAPSED TIME: 59 days

  
Investigator Michael Goldston, #109/IPRA

  
Supervisor Maria Elena Olvera, #14


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[Print Current Case Summary](#)
[< Return](#)
[Incident Review](#)
[Investigation](#)

## Reporting Category

No Reporting Category entered.

Log No: 1021212 Type:CR

## Accused Members

Review	Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
-	WEIS, JODY	CLOSED/FINAL	SUSTAINED	REPRIMAND	-	-	28-OCT-2008	<a href="#">View</a>

row(s) 1 - 1 of 1

## Attachments

	No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
<a href="#">View</a>	1	FACE SHEET	N/A	-	-	-	STEWART, DENISE	OCT-28-2008 15:47	-	-	-
<a href="#">View</a>	2	CONFLICT CERTIFICATION	N/A	-	-	-	OLVERA, MARIA	NOV-03-2008 12:18	-	-	-
<a href="#">View</a>	3	CONFLICT CERTIFICATION	N/A	-	-	-	GOLDSTON, MICHAEL	NOV-04-2008 08:10	-	-	-
<a href="#">View</a>	4	COMPLAINANT STATEMENT	N/A	2	Detective Bella	YES	GOLDSTON, MICHAEL	DEC-23-2008 11:36	APPROVED	-	YES
<a href="#">View</a>	5	REPORT (OTHER)	N/A	2	ABC7 article	YES	GOLDSTON, MICHAEL	DEC-23-2008 11:52	APPROVED	-	YES
<a href="#">View</a>	6	REPORT (OTHER)	N/A	2	Sun-Times article	YES	GOLDSTON, MICHAEL	DEC-23-2008 11:53	APPROVED	-	YES
<a href="#">View</a>	7	REPORT (OTHER)	N/A	1	Letter from General Counsel Kirby	YES	GOLDSTON, MICHAEL	DEC-23-2008 11:55	APPROVED	-	YES
<a href="#">View</a>	8	REPORT (OTHER)	N/A	1	'memorandum of record'	YES	GOLDSTON, MICHAEL	DEC-23-2008 11:56	APPROVED	-	YES
<a href="#">View</a>	9	NOTIF OF CHARGES/ALLEGATIONS - ADM PROC RIGHTS (STATUTORY)	N/A	1	-	YES	GOLDSTON, MICHAEL	DEC-23-2008 11:58	APPROVED	-	YES
<a href="#">View</a>	10	REPORT (OTHER)	N/A	3	accused's statement	YES	GOLDSTON, MICHAEL	DEC-23-2008 12:00	APPROVED	-	YES
<a href="#">View</a>	11	REPORT (OTHER)	N/A	1	cpd core values mission statement	YES	GOLDSTON, MICHAEL	DEC-23-2008 12:02	APPROVED	-	YES
<a href="#">View</a>	12	REPORT (OTHER)	N/A	1	t/f re: superintendent's comments on television	YES	GOLDSTON, MICHAEL	DEC-23-2008 12:04	APPROVED	-	YES
<a href="#">View</a>	13	REPORT (OTHER)	N/A	1	half sheet	YES	GOLDSTON, MICHAEL	DEC-23-2008 12:21	APPROVED	-	YES
	14	REPORT (OTHER)	N/A	4	ABC7 article	YES	GOLDSTON, MICHAEL	DEC-31-	APPROVED	-	YES

[View](#)[View](#)

15

INVESTIGATOR CASE  
LOG

N/A

1

-

YES

GOLDSTON,  
MICHAEL2008  
11:39  
DEC-31-  
2008  
11:40

APPROVED -

YES

[View](#)

-

SUMMARY REPORT

N/A

10

-

NO

OLVERA,  
MARIAJAN-05-  
2009  
15:55

APPROVED -

YES

[View](#)

-

DISCIPLINARY HISTORY

N/A

1

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NO

OLVERA,  
MARIAJAN-05-  
2009  
15:58

APPROVED -

YES

[View](#)

-

CONFLICT  
CERTIFICATION

N/A

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KOBEL,  
DANIELJAN-05-  
2009  
15:22

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## Internal Use Only

No Internal Use Only attachments available.

## Print Accused Appeal Forms

No Accused Appeal forms available for this Log No.

## Related Incidents

**TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

## Status History

**TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
CLOSED/FINAL	25-MAR-2010 16:07	ORDOWER, JOSEPH	SUPERVISING INV COPA		113 / -	Investigation was provided to Mayor's Office.
CLOSED AT C.O.P.A.	28-APR-2009 16:44	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	Closed at IPRA date previously omitted. Date based on date transmitted to RMD.
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	21-JAN-2009 13:17	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING CHIEF ADMINISTRATOR REVIEW	21-JAN-2009 13:17	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	15-JAN-2009 10:35	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	05-JAN-2009 16:00	OLVERA, MARIA	SUPERVISING INV COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	05-JAN-2009 15:32	KOBEL, DANIEL	INVESTIGATOR I COPA		113 / -	-
PENDING INVESTIGATION	03-NOV-2008 12:18	OLVERA, MARIA	SUPERVISING INV COPA		113 / -	-
PENDING ASSIGN INVESTIGATOR	30-OCT-2008 14:23	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING ASSIGN TEAM	30-OCT-2008 14:21	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING SUPERVISOR REVIEW	30-OCT-2008 14:20	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PRELIMINARY	30-OCT-2008 14:20	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PRELIMINARY	30-OCT-2008 14:20	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PRELIMINARY	30-OCT-2008 14:19	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	change info to CR
PENDING ASSIGN TEAM	29-OCT-2008 08:36	LERNER, ELIZABETH	SUPERVISING INV COPA		113 / -	-
PENDING SUPERVISOR REVIEW	29-OCT-2008 08:34	LERNER, ELIZABETH	SUPERVISING INV COPA		113 / -	-
PRELIMINARY	29-OCT-2008 08:28	LERNER, ELIZABETH	SUPERVISING INV COPA		113 / -	Change assignment to IPRA
PENDING SUPERVISOR	28-OCT-	STEWART,	INTAKE AIDE		113 / -	-

REVIEW	2008 16:37	DENISE			
PRELIMINARY	28-OCT-2008 15:47	STEWART, DENISE	INTAKE AIDE	<div></div>	113 / - -

row(s) 1 - 19 of 19

Command Channel Reviewers

No Command Channel Reviewers have been assigned.